FO2294310

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Los Angeles County Sheriff's Department
Supervisor's Report on Use of Force

Incident Information

URN: 911-15851-1323-052	Date: 8/11/11	Time: 1130	
Location: 2770 Carson Street		City or Station: Lakewood	
Bureau/Station/Facility: F.O.R. III Lakewood Station		Admin. Investigation: YES ☐ NO ☒	
Type of Force: Significant Force: Stunbag/ Handcuffing/ Hobble/ Suspect Injured			
Deputy Injury : YES ☐ NO ☒	Suspect Injury YES ☒ NO ☐		
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: Lt. [redacted]	Emp: [redacted]	IAB Roll Out: YES ☒ NO ☐

Involved Employee

E1

Employee # [redacted]	Last Name: Cosio	First Name: Sergio	Middle Name:
Sex: ☒ Male ☐ Female	Race: H	Unit of Assignment: F.O.R. III Lakewood Station	Work Assignment (Unit #, Module, etc.): 133G3
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 506 / Weight: 270
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☒

E2

Employee # [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name: [redacted]
Sex: ☒ Male ☐ Female	Race: W	Unit of Assignment: F.O.R. III Lakewood Station	Work Assignment (Unit #, Module, etc.): 133G3
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 605 / Weight: 245
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☐

E3

Employee # [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name: [redacted]
Sex: ☒ Male ☐ Female	Race: W	Unit of Assignment: F.O.R. III Lakewood Station	Work Assignment (Unit #, Module, etc.): 133G3
Shift: ☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 600 / Weight: 180
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☐

☐ **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Jobling	James	R	Sgt	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp.	Last Name	First Name	Middle Name
[redacted]	Acosta	Martin	NMN

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Nicassio	Joseph	E

Watch Commander (**Print Name**) | Watch Commander's **Signature**: | Emp #: | Date

Sergeant David Bly | [redacted]

Supervisor Completing Form: (**Print Name**) | Emp #: | Copy Provided to Employee by: | Emp #:

Unit Commander (**Print Name**) | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only
FO# 2294310

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 07/08)

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation
9 1 1 - 1 5 8 5 1 - 1 3 2 3 - 0 5 2

Involved Employee

E 4

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☒ Male ☐ Female	O	F.O.R. III Lakewood Station	133T1

Shift:		Age:	Height:	Weight:
☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	6' 03"	320

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

E 5

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☒ Female	H	F.O.R. III Lakewood	133B (CARP)

Shift:		Age:	Height:	Weight:
☐ EM ☒ Day ☐ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	[redacted]	508	135

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

E_

Employee #	Last Name	First Name	Middle Name

Sex:	Race:	Unit of Assignment:	Work Assignment (Unit #, Module, etc.):
☐ Male ☐ Female			

Shift:		Age:	Height:	Weight:
☐ EM ☐ Day ☐ PM	☐ Regular Shift ☐ OT Shift ☐ Off Duty			

	Coroner Case #	
☐ Injured ☐ Treated ☐ Admitted Hospital:		Directed Force ☐ Significant Force ☐

Supervisor's Report on Use of Force
SUSPECT INFORMATION
9 1 1 - 1 5 8 5 1 - 1 3 2 3 - 0 5 2

Suspect Information

S 1

Last Name: Wilson | First Name: Lucious | Middle Name: NMN

AKA Last Name: | First Name: | Middle Name:

Sex: ☒ Male ☐ Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: | Age: 32 | Height: 6' 02" | D.O.B. 08-07-78 | Weight: 185 | Armed? ☒

Booking #: 2840025 | Primary Charge Code: 245(a)(1) P.C. | Secondary Charge Code: 422 P.C. | Criminal History [redacted]

EMT in attendance? ☒ YES ☐ NO Name: L.A. County Fire | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: Long Beach Memorial Hospital | Coroner Case #: | Mental History ☐

By Doctor: Dr. Ruben Gomez | Address: 2801 Atlantic Avenue Long Beach, CA 90806 | Phone #: (562) 933-2000

Under Influence: ☐ YES ☒ NO | Substance: | Mental Illness ☒

Suspect Interview

Date: Not interviewed | Time: N/A | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☒

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness: ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

☐ Additional Suspects Involved

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
9 1 1 - 1 5 8 5 1 - 1 3 2 3 - 0 5 2

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	27	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	24	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	31	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]	[redacted]	44	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		37	[redacted]
Street Address	City	Zip Code	Work Ph.	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		50	[redacted]
Street Address	City	Zip Code	Work Ph.	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		24	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		19	[redacted]
Street Address	City	Zip Code	W[redacted]	H[redacted]
[redacted]	[redacted]	[redacted]		
Last Name	First Name	Middle Name	Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.

☐ Additional Witness

Supervisor's Report on Use of Force

91[illegible]-15851-1323-0[illegible]2

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Wilson	S-1	Cosio	E-1	UC	NN	
Wilson	S-1	[redacted]	E-2	UC	NN	
Wilson	S-1	[redacted]	E-3	UC	NN	
Wilson	S-1	[redacted]	E-4	UC	NN	
Cosio	E-1	Wilson	S-1	ST	AB FR	FA LE NO
[redacted]	E-2	Wilson	S-1	TD	NN	
[redacted]	E-3	Wilson	S-1	CT	NN	
[redacted]	E-4	Wilson	S-1	CT RH	NN	
[redacted]	E-5	Wilson	S-1	CT	NN	

INVESTIGATIVE SUMMARY
USE OF FORCE-HEAD STRIKE-IMPACT WEAPON (STUNBAG ROUND)
URN 911-15851-1323-052

On August 11, 2011, at approximately 1135 hours, deputies responded to 2770 Carson Street, "Walmart," regarding a man with a knife call inside McDonald's restaurant located inside Walmart. The informant stated the suspect was trying to stab an employee. Deputies arrived and saw the suspect inside the McDonald's eating area (lobby). The suspect was bleeding from his arms and was holding two knives to his neck, threatening to further harm himself. Deputies ordered the suspect to drop the knives numerous times, but he did not comply. Fearing the suspect was going to harm himself again, Deputy Cosio aimed at the suspect's upper torso and fired four stunbag rounds. One of the stunbag rounds veered and inadvertently struck the suspect's left upper face/cheek area and one round apparently struck the suspect's left knee. The stunbag had the desired effect and the suspect was taken into custody without further incident. The suspect sustained the following injuries; fractures to his left orbital and nose, contusions to his left eye and left thigh, a self inflicted laceration to his left forearm (eight stitches), and bleeding from behind his left eye.

The suspect was transported to Long Beach Memorial Hospital for his injuries.

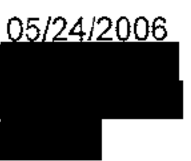
IAB Note: IAB investigators did not immediately respond to the force scene as this case was assigned as a "paper pickup." See Exhibit "A" for a copy of Lakewood Station's District Attorney filing package. See Exhibit "B", page 1 for a picture of McDonald's lobby area.

INVOLVED PERSONNEL

COSIO, Sergio, Deputy Sheriff, #[redacted]
Field Operations Region III
Lakewood Station

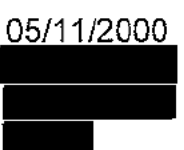
Work History

Date of Employment 05/24/2006
Date Assigned to Patrol [redacted]
Date Completed Patrol Training [redacted]
Prior Founded Force Incidents [redacted]



[redacted] Deputy Sheriff, #[redacted]
Field Operations Region III
Lakewood Station

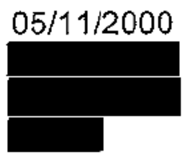
Work History



Date of Employment	05/11/2000
Date Assigned to Patrol	[redacted]
Date Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]

[redacted] Deputy Sheriff, #[redacted]
Field Operations Region III
Lakewood Station

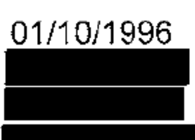
Work History



Date of Employment	05/11/2000
Date Assigned to Patrol	[redacted]
Date Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]

[redacted] Deputy Sheriff, #[redacted]
Field Operations Region III
Lakewood Station

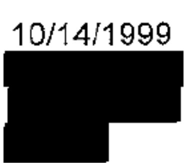
Work History



Date of Employment	01/10/1996
Date Assigned to Patrol	[redacted]
Date Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]

[redacted] Deputy Sheriff (Detective), #[redacted]
Field Operations Region III
Lakewood Station

Work History



Date of Employment	10/14/1999
Date Assigned to Patrol	[redacted]
Date Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]

SUSPECT

WILSON, Lucious, MB/33, DOB: 08/07/1978, Booking # 2840025, CII# [redacted]

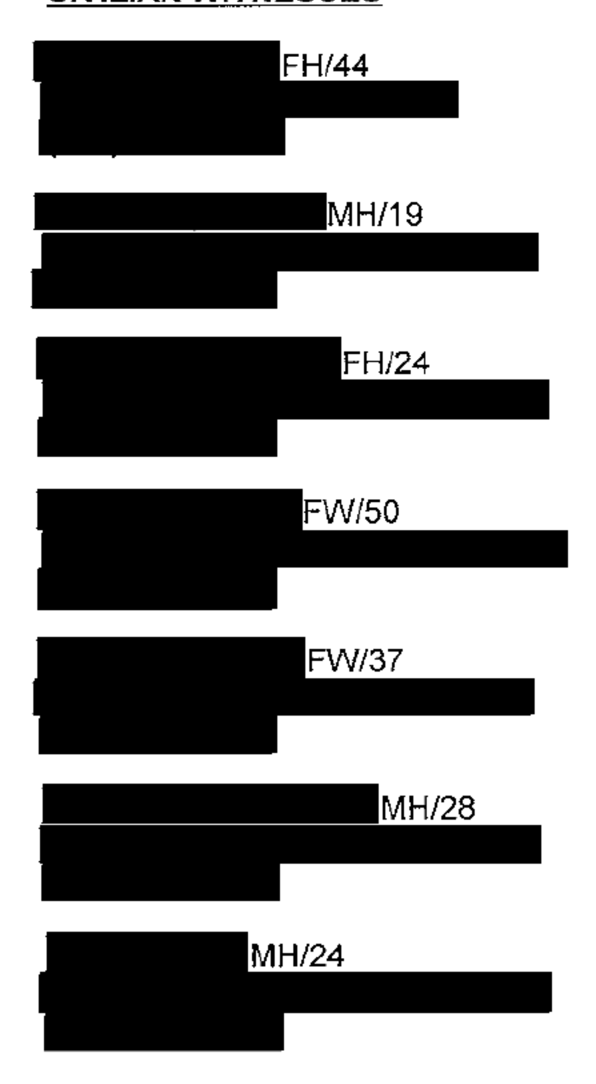
A check of the suspect's criminal history revealed [redacted]

IAB Note: See to Exhibit "A", pages 34-40, for detailed information on the suspect's criminal history.

SWORN WITNESSES

None

CIVILIAN WITNESSES



[redacted] FH/44
[redacted]

[redacted] MH/19
[redacted]

[redacted] FH/24
[redacted]

[redacted] FW/50
[redacted]

[redacted] FW/37
[redacted]

[redacted] MH/28
[redacted]

[redacted] MH/24
[redacted]



[redacted]MW/31
[redacted]

IAB Note: See Exhibit "A" for additional witnesses who observed the suspect's assaultive behavior prior to the deputies arrival. Also see witness statements stating they only saw deputies arrive or only heard gun shots.

SUSPECT INJURIES

Subject Wilson was transported to Long Beach Memorial Hospital where Doctor Ruben Gomez treated him for the following injuries: fractures to his left orbital and nose, contusions to his left eye and left thigh, a self-inflicted laceration to his left forearm (eight stitches), and bleeding from behind his left eye.

IAB Note: See Exhibit "B", pages 2 and 3, for pictures of the suspect's injuries and a CD containing all the pictures taken at the scene. The photos were taken by Deputy Jason Marx #[redacted] Also, see Exhibit "A", pages 22 and 23, for a report authored by Deputy Marx documenting the suspect's injuries.

DEPUTY INJURIES

No injuries.

PHYSICAL EVIDENCE

Two black and silver kitchen cook's knives.
Four expended stunbag rounds (bean bags) and four expended stunbag shell casings.

INVESTIGATORS OBSERVATIONS

IAB investigators did not respond to the scene as this case was a "paper pickup."

IAB Note: See Exhibit "B" for a CD containing pictures of the scene and Exhibit "C" for a DVD containing a video recording of the scene narrated by Deputy [redacted].

A review of SCC Dispatch-14 and L-tac radio recordings revealed the following summary of radio traffic. All times are approximate.

Dispatch-14:

1122 hours: SCC dispatches a code-3, 415F, 417A call at 2770 Carson Street. A unit responds code-3 in six minutes. The call is updated to 902A inside the McDonald's.

1123 hours: SCC requests a second unit to respond code-3. Unit 133T1 (Deputy [redacted] responds in four minutes.

1125 hours: The call is updated that the suspect has cut himself and attempted to stab an employee.

1128 hours: Deputy [redacted] arrives at Walmart. Unit 133G3 (Deputies [redacted] and [redacted] arrive at Walmart.

1129 hours: Unit 133G3 advises 10-33, detaining one suspect at gun point and the suspect has a knife to his neck. Unit 133G3 requests paramedics to stage at the location and a unit with less lethal weapons to respond. Uninvolved Unit 132D advises he is responding with a stunbag from Carson Street and Clark Street.

1130 hours: 133G3 advises the stunbag was deployed and requested paramedics to respond. 133G3 advises they are taking the suspect into custody inside the McDonald's.

1132 hours: 133G3 requests two additional units to respond regarding the suspect's un-cooperative girlfriend. Units advise responding code-3. 133G3 advises units to cancel the code-3 and the girlfriend is in custody. 130S (Sergeant Jobling) advises an ETA of 30 seconds. 133G3 advises fire arrived at the scene and to drop the patch.

L-tac:

1123 hours: The desk advises a 417A call coming out at Walmart.

1124 hours: The desk advises 902A at the Walmart and the suspect is cutting himself. A unit requests the cross streets at the location. The desk advises the suspect attempted to stab an employee.

1126 hours: A unit requests someone to set up on the westside of Walmart and for a unit with a stunbag to respond to the location. A unit advises he will take the westside.

1127 hours: Deputy [redacted] advises an ETA of one minute and asks who will arrive next. 133G3 advises they are at Carson Street and Paramount (cross streets of Walmart's location). Deputy [redacted] advises he is at the front door. A unit requests the desk to contact Walmart to evacuate the store. The desk advises the evacuation is being done.

1129 hours: A unit requests paramedics to respond and the desk acknowledges the request.

1131 hours: The desk asks if units are code-4 at Walmart.

IAB Note: See Exhibit "E" for a CD from SCC containing all of the radio traffic.

A review of McDonald's and Walmart's security video recordings revealed the following summary:

IAB Note: The following times were taken from time stamps from each camera footage and the time line is a cumulation from all of the camera footage. All times are noted in hours, minutes, and seconds. There is no audio on any of the security videos.

11:12:23 hours: The suspect (wearing a blue shirt and a bandana on his head) selects items, including two large knives, from displays in the housewares department.

11:17:08 hours: The suspect enters the lobby (eating area) of McDonald's with a shopping cart containing the knives.

11:20:13 hours: The suspect removes the knives from their packaging and places them in his front left pants pocket.

11:21:01 hours: The suspect confronts McDonald's [redacted] at a side area next to the front counter. This area is open and leads to the rear of the front counter and grill area where the suspect's [redacted] is located. The suspect attempts to move past Ms. [redacted] to the grill area, but Ms. [redacted] continues to move her body in front of the suspect, preventing his movement. Ms. [redacted] appears to be on the telephone while the suspect is trying to move past her.

11:22:30 hours: The suspect pushes Ms. [redacted] back, and he moves toward the grill area and his [redacted] A male [redacted] grabs the suspect from behind and holds onto him. A struggle ensues between the suspect and Mr. [redacted] The suspect breaks free from Mr. [redacted] and produces the knives, holding a knife in each hand. The suspect waves the knives about and walks directly at Mr. [redacted] Mr. [redacted] moves back into a corner of the front counter with the suspect following him. The suspect then moves into the grill area.

11:23:04 hours: The suspect confronts Ms. [redacted] in the grill area. Ms. [redacted] is crying and is behind Ms. [redacted] The suspect attempts to move past Ms. [redacted] Ms. [redacted] and Ms. [redacted] move away and the suspect is seen walking back and forth holding the knives (pointed end) to his stomach.

11:23:14 hours: Two unknown employees exit a rear door from the grill area into the lobby and leave the area.

11:23:49 hours: The suspect holds a knife in each hand and appears to slice his left forearm with the knife in his right hand. The suspect throws a knife on the floor and moves toward the front counter. Ms. [redacted] appears to move toward the suspect, but Ms. [redacted] stops her. The suspect moves about the front counter area and appears to be yelling at people in the Walmart store. He points the knives out in front of his body and up to his neck as he moves around.

11:27:12 hours: The suspect is at the front counter holding the knives up to his neck. The suspect continues to move about the front counter area as he yells at people in the Walmart store. He points the knives out in front of his body as he moves around.

11:27:41 hours: Ms. [redacted] and Ms. [redacted] exit the grill area into the lobby and leave.

11:28:05 hours: The suspect moves into the lobby holding both knives to his neck, crossing the knives across his neck. He walks around the lobby moving the knives about.

11:29:08 hours: Deputies [redacted] and [redacted] arrive at the front counter with their handguns drawn. The deputies are pointing their handguns into the lobby and appear to be targeting the suspect.

11:29:13 hours: The suspect places the knives across his neck and sits down in a small booth in the lobby.

11:29:32 hours: Deputy Cosio arrives with the stunbag and points it into the lobby were the suspect is.

11:29:40 hours: Deputy Cosio appears to fire at least one beanbag at the suspect as evidenced by a stunbag shell falling to the floor.

11:29:47 hours: The suspect is seen moving his arms and left leg to the center of his body, and one of the knives falls to the floor in front of the suspect. All four deputies move into the lobby toward the suspect.

11:29:53 hours: The suspect is pulled from the booth and placed on the floor. Deputy [redacted] and [redacted] hold the suspect down on the floor by placing their feet on his back and legs. Deputy [redacted] dons rubber gloves and handcuffs the suspect. The suspect is seen moving his legs about.

11:30:49 hours: A male deputy and Detective [redacted] arrive in the lobby and Detective [redacted] places her foot on the suspect's back.

11:31:48 hours: Ths suspect is seen moving his legs about in a more assertive motion.

11:32:06 hours: Detective [redacted] places her foot on the suspect's back and then his left leg as Deputy [redacted] places a hobble restraint on the suspect's ankles.

11:33:42 hours: Paramedics arrive.

11:37:20 hours: Sergeant Jobling arrives.

IAB Note: See Exhibit "D" for three DVDs containing all of the security video. It is suggested to view the DVDs in the following order to gain the best understanding of the recorded events. Walmart DVD #1, Walmart DVD #2, McDonald's DVD. McDonald's DVD suggested camera viewing order; lobby-1, front counter, grill, lobby-2. Also "System Snapshot" displays all of the McDonald's cameras footage with the footage flashing in and out of view.

FORCE USED BY DEPUTY PERSONNEL

Deputy Cosio:	Impact weapon stunbag and control hold
Deputy [redacted]	Takedown and control hold
Deputy [redacted]	Control hold
Deputy [redacted]	Handcuffing, control hold, and hobble
Detective [redacted]	Control hold

FORCE USED BY THE SUSPECT

Assault with knives.

PROPERTY DAMAGE

None.

CRIMINAL INVESTIGATOR/CHARGES FILED

Investigator:	Detective [redacted] Lakewood Station.
Court:	Bellflower Court case VA121164
Charges:	245(a)(1) PC and 417.8 PC.
Court Date:	11/07/11

LIGHTING AND WEATHER CONDITIONS

The incident occurred inside McDonald's restaurant located inside the Walmart store during business hours.

INVOLVED EMPLOYEE STATEMENT

[redacted] Deputy Sheriff, #[redacted]

Deputy [redacted] was interviewed by IAB Sergeant David Bly on August 23, 2011, at approximately 0900 hours. The interview took place at IAB and was recorded for review. The following is a summary of that interview:

Deputy [redacted] said he is assigned to Lakewood Station as a Traffic Investigator and was working unit 133T1 on August 11, 2011. He said at approximately 1122 hours he was at an unrelated hit and run call when he heard the Lakewood desk over L-tac request units code-3 to the Walmart store located at Carson Street and Paramount Boulevard regarding a man with a knife call. He said other units had extended times of arrival and he was only minutes away. He said he responded code-3 to the Walmart store.

Deputy [redacted] said Lakewood desk updated the call that the suspect was in the McDonald's located inside Walmart and the suspect was now assaulting customers with knives. He said he remembered hearing updates on the call and someone coordinating the call, but he does not specifically remember what the coordination was. He said he was focused on his code-3 driving and arriving at the call safely.

Deputy [redacted] said he was the first deputy to arrive at Walmart and he parked in front of the store. He said he saw customers running out of the store screaming. He said he entered the store with his duty weapon drawn and he was directed to the McDonald's where the suspect was located. He said he ran to the McDonald's and saw the suspect in the lobby of the restaurant waving two large knives around. He said he was focused on the suspect to the point of tunnel vision.

Deputy [redacted] said he was positioned at the entrance of the lobby and he saw the suspect standing, holding the knives across his neck. He said he pointed his handgun at the suspect and he could hear a lot of screaming behind him in the Walmart store. He said the suspect saw him and then sat down in a booth. He said the suspect was approximately 20 feet or less away from him. He said he repeatedly ordered the suspect to drop the knives and to get on the floor, at the same time taking a few steps toward the suspect. He said he started to move toward the suspect when Deputy [redacted] tapped his shoulder and told him to wait and hold back. He said at that time he became aware Deputies [redacted] and [redacted] had arrived. He said Deputies [redacted] and [redacted] arrived at the McDonald's approximately five seconds after he did.

Deputy [redacted] said the suspect was telling him to shoot him. He said he moved to a better position behind a trash can. He said at this time Deputy Cosio arrived with the stunbag and announced, "deploying stunbag." He said Deputy Cosio fired one round at the suspect; it appeared as if the round had no effect. He said Deputy Cosio fired three additional rounds at the suspect, and one of the rounds hit the suspect. He said all four of the rounds were fired quickly and he does not know which round actually hit the suspect.

Deputy [redacted] saw the suspect's arms and knees contract inward toward the center of his body. He saw the suspect drop the knives with one of knives falling on the table and the other one falling to the floor away from the suspect. He said at this time all four of them moved toward the suspect to take him into custody. He said Deputy [redacted] took hold of the suspect's right arm and guided him to the floor. He said the suspect was placed on his stomach.

Deputy [redacted] said the suspect was heavily bleeding, and he did not want to place his bare hands on the suspect to handcuff him. He said he and the other deputies placed their feet on the suspect's back and legs to hold him on the floor. He said the suspect was not resisting, but was still moving around, wincing in pain. He said the suspect was screaming, "Why am I still alive? I should be dead." The suspect said they did not "do it" right and he should be dead. He said he donned rubber gloves and handcuffed the suspect. He said Deputy [redacted] requested paramedics to respond to the location.

Deputy [redacted] said Detective [redacted] arrived and also placed her foot on the suspect's back to prevent him from moving around. He said the suspect was moving his legs around, and he decided to apply the hobble restraint to the suspect's ankles.

Deputy [redacted] said Paramedics and Sergeant Jobling arrived at the scene. He said the suspect was treated and placed on a gurney. He said he escorted the suspect to the ambulance, where he was placed inside. That was his last contact with the suspect.

Deputy [redacted] said Sergeant Jobling asked him to record a post video of the scene.

IAB Note See Exhibit "C" for a DVD containing the post video of the scene.

Deputy [redacted] said the whole incident was intense, very dangerous, and he had a lot of adrenalin flowing through his body. He said he was happy the incident ended safely.

IAB Note: Refer to Deputy [redacted] IAB transcribed interview for further information. Also see Exhibit "A" page 15 for a report authored by Deputy [redacted]

[redacted] Deputy Sheriff

Deputy [redacted] was interviewed by IAB Sergeant David Bly on August 31, 2011, at approximately 1021 hours. The interview took place at IAB and was recorded for review. The following is a summary of that interview:

Deputy [redacted] said he and his partner (Deputy [redacted] are assigned to Lakewood Station as Special Assignment Deputies for the City of Bellflower. He said they were patrolling the area of Flower and Clark Street in Bellflower when he heard over dispatch-14 a 415/417A call at the Walmart store in Lakewood. He said they were three minutes away from Walmart and they responded code-3. He said a unit requested responding units to meet in front of the store.

Deputy [redacted] said the call was updated to attempted suicide and the suspect had cut himself. He said the last update he heard was the suspect was assaulting people and had people cornered behind a counter in McDonald's. He said he requested over the radio for a unit with a stunbag to respond to Walmart and he heard an unknown unit acknowledge he had a stunbag. He said Deputy Cosio met up with them as they were responding to Walmart and they all arrived in front of the store at the same time. He said he noticed another unit had already arrived and later discovered it was Deputy [redacted]

Deputy [redacted] said he and Deputy [redacted] exited their car and Deputy Cosio told them to go ahead as he retrieved his stunbag from his trunk. He said he saw numerous people exiting the store, screaming, "Oh my God." He said he entered the store with his gun drawn and he saw an employee pointing west and several people were yelling, "He's down there." He said he and Deputy [redacted] ran west, in front of the check-out stands, and he saw the McDonald's restaurant. He saw Deputy [redacted] standing next to a trash receptacle area at the opening to the dining area of McDonald's. He saw Deputy [redacted] pointing his handgun toward the inside of the dining area.

Deputy [redacted] said as he was running he heard screaming coming from the McDonald's area and thought the suspect might be stabbing someone. He said as he approached McDonald's he saw blood on the front counter and floor.

Deputy [redacted] said he and Deputy [redacted] joined Deputy [redacted] and he saw the suspect seated at a small booth on the west wall of the dining room. The suspect was facing them and they were approximately 15-20 feet away from the suspect. Deputy [redacted] pointed his handgun at the suspect and he was "on target." He saw the suspect holding two 8-12 inch butcher knives up to his neck. He said the suspect had the knives across his neck in a "X" fashion below his chin. The suspect was bloody and there was blood on the floor. He could not see where the suspect was bleeding from.

Deputy [redacted] said the suspect said, "You're gonna have to kill me. I didn't do anything wrong." He said all three of them were telling the suspect to drop the knives and they could help him, but he said the suspect did not comply with their orders. He said he continued to hear screaming coming from behind him and later found out it was the suspect's [redacted] who was screaming. He said he did not know if the suspect had stabbed someone or if there were injured victims inside the McDonald's or elsewhere.

Deputy [redacted] said Deputy Cosio joined them at McDonald's approximately 20 seconds after he and Deputy [redacted] arrived. He said he saw Deputy Cosio had the stunbag and he heard Deputy Cosio announce "stunbag." He said he then heard four stunbag rounds fire in succession. He noticed the suspect had been hit by one of the rounds, but he does not know which one hit him.

Deputy [redacted] said the suspect appeared to be dazed, and he dropped the knives. One of the knives fell to the floor underneath the table and the other knife fell on top of the table. He said the suspect "winced" in pain and rotated his body outward from the booth.

Deputy [redacted] saw the suspect was dazed. He decided to approach the suspect and take him into custody before he regained his senses and regained control of a knife. He said he did not announce his intentions, but moved forward toward the suspect, and the other deputies followed him.

Deputy [redacted] said he grabbed hold of the suspect's right arm and pulled him down to the floor. He said the suspect was on his stomach and there was blood everywhere. He saw the suspect was bleeding heavily and he heard someone request paramedics to respond inside the store to the McDonald's.

Deputy [redacted] said he placed his foot on the suspect's back and he saw someone's foot on the suspect's shoulder area. He said the suspect said, "What the fuck did you just shoot me with? Why am I not dead? I should be dead." The suspect was angry he was not dead and he was moving his legs about, but was under control.

Deputy [redacted] said Deputy [redacted] donned gloves and handcuffed the suspect. He said paramedics arrived and treated the suspect. He noticed the suspect was hobbled, but did not know who applied it

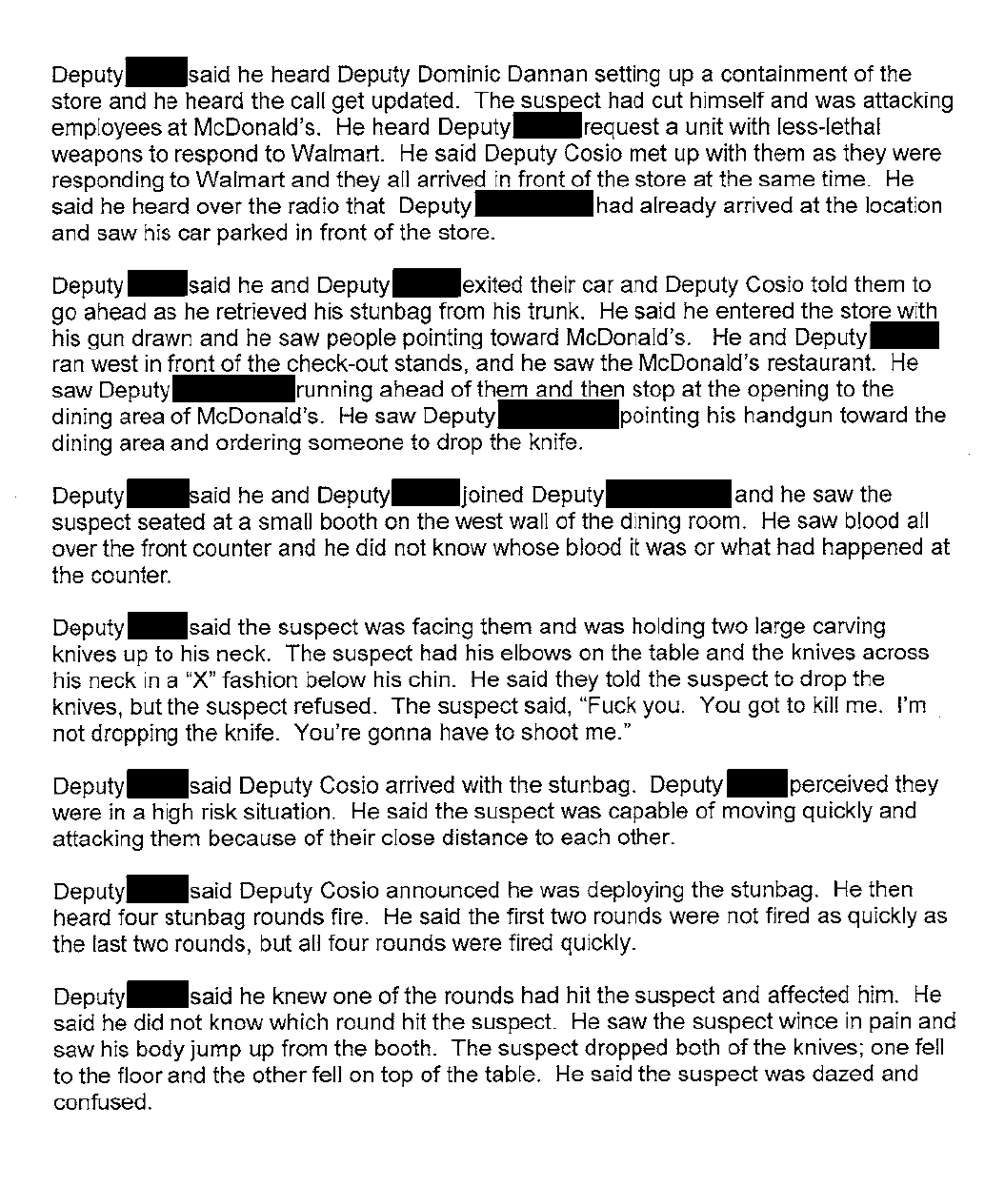
Deputy [redacted] said Deputy [redacted] accompanied the suspect in the ambulance, and he followed them to Long Beach Memorial Hospital.

IAB Note: Refer to Deputy [redacted] IAB transcribed interview for further information. Also see Exhibit "A" pages 18 and 19 for a supplemental report authored by Deputy [redacted]

[redacted] Deputy Sheriff

Deputy [redacted] was interviewed by IAB Sergeant David Bly on August 31, 2011, at approximately 1058 hours. The interview took place at IAB and was recorded for review. The following is a summary of that interview:

Deputy [redacted] said he and his partner (Deputy [redacted] are assigned to Lakewood Station as Special Assignment Deputies for the City of Bellflower. He said they were patrolling the area of Flower and Lakewood Boulevard in Bellflower when he heard SCC requesting units code-3 to the Walmart store in Lakewood. He said they started driving toward Walmart and heard the call concerned a man with a knife attempting suicide.



Deputy [redacted] said he heard Deputy Dominic Dannan setting up a containment of the store and he heard the call get updated. The suspect had cut himself and was attacking employees at McDonald's. He heard Deputy [redacted] request a unit with less-lethal weapons to respond to Walmart. He said Deputy Cosio met up with them as they were responding to Walmart and they all arrived in front of the store at the same time. He said he heard over the radio that Deputy [redacted] had already arrived at the location and saw his car parked in front of the store.

Deputy [redacted] said he and Deputy [redacted] exited their car and Deputy Cosio told them to go ahead as he retrieved his stunbag from his trunk. He said he entered the store with his gun drawn and he saw people pointing toward McDonald's. He and Deputy [redacted] ran west in front of the check-out stands, and he saw the McDonald's restaurant. He saw Deputy [redacted] running ahead of them and then stop at the opening to the dining area of McDonald's. He saw Deputy [redacted] pointing his handgun toward the dining area and ordering someone to drop the knife.

Deputy [redacted] said he and Deputy [redacted] joined Deputy [redacted] and he saw the suspect seated at a small booth on the west wall of the dining room. He saw blood all over the front counter and he did not know whose blood it was or what had happened at the counter.

Deputy [redacted] said the suspect was facing them and was holding two large carving knives up to his neck. The suspect had his elbows on the table and the knives across his neck in a "X" fashion below his chin. He said they told the suspect to drop the knives, but the suspect refused. The suspect said, "Fuck you. You got to kill me. I'm not dropping the knife. You're gonna have to shoot me."

Deputy [redacted] said Deputy Cosio arrived with the stunbag. Deputy [redacted] perceived they were in a high risk situation. He said the suspect was capable of moving quickly and attacking them because of their close distance to each other.

Deputy [redacted] said Deputy Cosio announced he was deploying the stunbag. He then heard four stunbag rounds fire. He said the first two rounds were not fired as quickly as the last two rounds, but all four rounds were fired quickly.

Deputy [redacted] said he knew one of the rounds had hit the suspect and affected him. He said he did not know which round hit the suspect. He saw the suspect wince in pain and saw his body jump up from the booth. The suspect dropped both of the knives; one fell to the floor and the other fell on top of the table. He said the suspect was dazed and confused.

Deputy [redacted] said they all approached the suspect. Deputy [redacted] grabbed hold of one of the suspect's arms and pulled him down to the ground. He said he could see the suspect was bleeding from his arms and from his face and/or neck. He said the suspect was on his stomach and the suspect said, "What the fuck did you shoot me with? How come that didn't kill me? You were suppose to kill me. You guys need training on how to kill people."

Deputy [redacted] placed his left foot on the suspect's shoulder area to hold him down on the floor. He said Deputy [redacted] was to his left and Deputy Cosio was to his right. He said he heard Deputy [redacted] say he was going to don gloves and handcuff the suspect. He saw Deputy [redacted] handcuff the suspect and he heard screaming coming from behind him.

Deputy [redacted] thought the screaming could be another problem or the screaming indicated an injured victim. He said he found out the suspect's [redacted] was screaming, and he requested additional units code-3 and for paramedics to respond inside the store.

Deputy [redacted] stood by the scene as paramedics treated the suspect. He said he noticed the suspect was hobbled around his ankles, but he did not know who applied it. He said he rode with the suspect in the ambulance and Deputy [redacted] followed them to the hospital.

IAB Note: Refer to Deputy [redacted] IAB transcribed interview for further information. Also see Exhibit "A" pages 20 and 21 for a supplemental report authored by Deputy [redacted]

COSIO, Sergio, Deputy Sheriff

Deputy Cosio was interviewed by IAB Sergeant David Bly on August 31, 2011, at approximately 1129 hours. The interview took place at IAB and was recorded for review. The following is a summary of that interview:

Deputy Cosio said he was working patrol and was looking for an unrelated suspect in a hit-and-run call when he heard a 415B call over the radio. The call was at the Walmart and quickly updated to an attempt suicide and a person attempting to stab people. He said he decided to start driving toward the Walmart and he heard other units were responding code-3.

Deputy Cosio said as he approached Walmart he saw Deputies [redacted] and [redacted] also approaching the location. He said he heard a unit on the radio asking who was close to Walmart and he heard Deputy [redacted] or [redacted] respond they were at the location. He said he followed them into the parking lot and they parked on the westside in front of the store. He said they all exited their vehicles at the same time.

Deputy Cosio said he told Deputies [redacted] and [redacted] to contact the suspect and he would retrieve his stunbag from the trunk. He said they entered the store and he retrieved the stunbag and four stunbag rounds. He said he loaded the stunbag as he responded into the store. He said, "I'm seeing people just running out. It was chaotic, people screaming."

Deputy Cosio said customers pointed him toward the suspect and he saw Deputies [redacted] and [redacted] at the entrance of McDonald's. He approached McDonald's and heard someone ordering the suspect to "put down the knives." He said he saw blood on the front counter of McDonald's. He said, "There's quite a bit of blood. I'm thinking, oh, God, this guy, he got somebody. He must have stabbed somebody."

Deputy Cosio said he took a position to the left and behind Deputies [redacted] and [redacted] and he saw Deputy [redacted] to his left behind a trash bin area. He said Deputies [redacted] and [redacted] had their handguns drawn and were pointing them at the suspect. He saw the suspect seated at a small booth inside the dining room.

IAB Note: See Exhibit "F" for a diagram of the scene drawn by Deputy Cosio.

Deputy Cosio said the suspect was seated, holding both knives up to his neck. He said, "He had both knives in his hands and he was bloody. It was a bloody mess. At the time, I didn't know where the blood was coming from; I just know there's lots of blood. When I walked up to this location, I saw blood on the counter. The call did get updated he was attacking people with a knife. I thought he actually stabbed somebody. My mind says, God, this guy just killed somebody or he stabbed, really seriously injured somebody."

Deputy Cosio said the suspect was given several commands to drop the knives and he did not comply. He announced to Deputies [redacted] and [redacted] he was deploying the "beanbag" and he fired four rounds at the suspect's chest area.

Deputy Cosio said the suspect presented a center mass target between his wrist/arms and above the table. He said the first round did not affect the suspect and he saw the suspect leaning forward and the suspect's butt rise off the seat. He thought the suspect was going to stand and he continued firing a second beanbag round at the suspect. The second round caused the suspect to drop the knives, with one knife coming to rest on the table.

Deputy Cosio said the suspect looked at the knife and he fired the last two beanbag rounds at the suspect to stop him from regaining control of the knife. One of the rounds "stunned and dazed" the suspect and he assumed it was the last round he fired, but was not sure. He said the suspect was "leaning" out of the booth and he saw Deputy [redacted] approach the suspect. He followed Deputy [redacted] and saw Deputy [redacted] grab hold of the suspect and pull him to the floor.

Deputy Cosio said the suspect was on the floor in a prone position and he placed his left foot on the suspect's left hand. He said the suspect was handcuffed without further incident.

Deputy Cosio said he fired the rounds quickly at a range of approximately 15 feet. He said he knew the minimum range for deploying the stunbag is 30 feet, but he felt the situation was a "lethal situation." He said they had the suspect contained in a small area (McDonald's dining room) and he did not want to back away to give the suspect more room to maneuver or give him access to the Walmart store. He said he did not want the suspect to have access to potential weapons and additional victims that were present in the Walmart store.

Deputy Cosio said, "Mind you, it's not like a typical containment where we got all day to sit and wait until we could get supervisors rolling, we could get SEB rolling. Ideally that would have been my choice. That's not the choice here because if we were to back off the required minimum feet put us at 30 feet, we'd be at the counters here where the register is; he's got free reign of the store now."

Deputy Cosio said the suspect said, "You guys fucked up. You should have killed me. You need better training. What did you shoot me with?"

IAB Note: Refer to Deputy Cosio's IAB transcribed interview for further information. Also see Exhibit "A" pages 16 and 17 for a supplemental report authored by Deputy Cosio.

[redacted] Deputy Sheriff, Detective

Detective [redacted] was interviewed by IAB Sergeant David Bly on September 13, 2011, at approximately 1047 hours. The interview took place at Lakewood Station and was recorded for review. The following is a summary of that interview:

Detective [redacted] said she was working patrol when she heard a radio call concerning a man with a knife at the Walmart store. She said she responded to the call and when she arrived she saw Deputies [redacted] and [redacted] standing near the suspect. She said the suspect was on the floor face down and Deputy [redacted] was handcuffing the suspect. She said she heard people screaming, in particular the suspect's [redacted] Ms. [redacted]

Detective [redacted] said Deputies [redacted] and [redacted] left the suspect to investigate the screaming. She said she saw a laceration on the suspect's left arm and the suspect was bleeding from somewhere on his upper body, face, or head. The suspect was moving about and yelling, "deputies didn't do their job, why they didn't kill me, and I should be dead."

Detective [redacted] said the suspect was bleeding heavily. She feared he would spit blood at her and others. She said she told the suspect to calm down and she placed her foot on the suspect's lower back and butt to restrict his movement.

Detective [redacted] heard someone advise they needed a hobble and she then saw Deputy [redacted] apply a hobble on the suspect's ankles. She said Deputy [redacted] held on to the open end of the hobble as they waited for paramedics to arrive.

Detective [redacted] said the suspect was treated by paramedics at the scene and transported to a hospital for further treatment.

IAB Note: See Exhibit "A" pages 24-29 for supplemental reports authored by Detective [redacted]

SWORN WITNESS STATEMENTS

None

CIVILIAN STATEMENTS

[redacted]

Ms. [redacted] was interviewed separately on August 11, 2011, by Deputy Osvaldo Santa Ana, #[redacted] and Sergeant James Jobling, #[redacted] Sergeant Jobling videotaped his interview and the following is a summary of her statements:

Ms. [redacted] stated she is the suspect's [redacted] and they had an argument prior to her going to work at the McDonald's restaurant. She stated the suspect followed her to work and he wanted to talk to her. She asked her supervisor to tell the suspect to leave.

Ms. [redacted] was in the back of the restaurant when she heard the suspect yelling he was going to hurt himself. She saw the suspect holding two knives to his neck, and deputies shot him. She stated the suspect then dropped the knives and she did not know what happened next.

IAB Note: See Exhibit "A" page 23A for a report authored by Deputy Santa Ana documenting Ms. [redacted] statement. Ms. [redacted] became uncooperative and she did not provide any additional information. Also see Exhibit "C" for a DVD containing a video recording of Ms. [redacted] Ms. [redacted] did not answer questions about the force used by the deputies or about what she may have witnessed.

Later on August 11, 2011, Detective [redacted] contacted Ms. [redacted] via telephone and attempted to interview her. Ms. [redacted] stated the suspect is bipolar and he has not been taking his medication. Ms. [redacted] mostly talked about her personal relationship with the suspect and not what happened at Walmart. She did state she saw the suspect waving two knives around, but did not think he would harm her. None of Ms. [redacted] statements concerned the deputies' actions or what force they used.

IAB Note: See Exhibit "A" page 27 for a report authored by Detective [redacted] documenting Ms. [redacted] statement.

[redacted]

Ms. [redacted] was interviewed separately on August 11, 2011, by Deputy John Rios, #[redacted] Sergeant James Jobling, #[redacted] and Detective [redacted] #[redacted] Sergeant Jobling video taped his interview and the following is a summary of her statements:

Ms. [redacted] stated she is a [redacted] at McDonald's, and her [redacted] Ms. [redacted] notified her she would be late to work because she and the suspect had an argument. She stated Ms. [redacted] arrived at work and told her she was worried about the suspect.

Ms. [redacted] stated she saw the suspect standing at the front of McDonald's and she told Ms. [redacted] to remain in the kitchen area while she spoke to the suspect. She stated she called 911 and was on the telephone when she contacted the suspect. Ms. [redacted] stated the suspect pushed past her to gain entry to the kitchen area. At the same time, [redacted] grabbed hold of the suspect to stop him.

Ms. [redacted] stated she saw the suspect produce a knife, and she yelled out to Mr. [redacted] that the suspect had a knife. Mr. [redacted] released the suspect and the suspect advanced toward Mr. [redacted] while holding the knife.

Ms. [redacted] stated she went to the kitchen area to Ms. [redacted] and the suspect subsequently followed her. She stated she was afraid, and placed a large bread rack between her and the suspect to protect them. She stated the suspect pointed the knife at her several times. The suspect was now waving two large knives around while he was in the kitchen and she saw the suspect cut one of his wrists.

Ms. [redacted] stated the suspect walked toward the front counter while he placed both knives to his neck. She and Ms. [redacted] exited a rear door leading to the lobby and then ran into the Walmart store. Ms. [redacted] was standing behind register #15, approximately 30-40 feet from McDonald's and had a clear view of McDonald's front counter and lobby. She heard the suspect say he only wanted Ms. [redacted]

Ms. [redacted] stated deputies arrived and she heard them talking to the suspect, but the suspect did not respond to them. She could not hear what the deputies were saying. She then heard one gunshot and the suspect was shot with a bean bag. She stated the suspect fell to the floor and the deputies handcuffed him. She stated Ms. [redacted] became hysterical and deputies had to handcuff her and escort her out of the store.

Ms. [redacted] stated that after the suspect was handcuffed, she did not see the deputies use any other force.

IAB Note: See Exhibit "A" page 23B for a report authored by Deputy Rios and page 27 for a report authored by Detective [redacted] documenting Ms. [redacted] statements. Also see Exhibit "C" for a DVD containing a video recording of Ms. [redacted] statement to Sergeant Jobling.

[redacted]

Ms. [redacted] was interviewed on August 11, 2011, by Deputy Fernando Kibic, # [redacted] at the scene and the following is a summary of her statements:

Ms. [redacted] stated she was shopping in the Walmart store when she saw the suspect standing behind the counter of the McDonald's restaurant. She heard the suspect yell, "I'm going to die today, you made me do this." Ms. [redacted] stated she heard a female yell, "don't do this," and she saw a female run toward the suspect.

Ms. [redacted] saw the suspect cut his left arm with a butcher knife and then saw him place two butcher knives to his own neck. She saw several deputies arrive at the McDonald's and heard them order the suspect to drop the knives. She stated she was escorted out of the store and did not witness anything further.

IAB Note: See Exhibit "A", page 13, for a report authored by Deputy Kibic documenting Ms. [redacted] statement.

[redacted]

Mr. [redacted] was interviewed on August 11, 2011, by Deputy Dominic Dannan, # [redacted] at the scene and the following is a summary of his statements:

Mr. [redacted] stated he is an [redacted] at McDonald's and was [redacted] the [redacted] when he first saw the suspect. He said the suspect was at the front counter and asked Ms. [redacted] if he could talk to his [redacted] Ms. [redacted] told him he would have to leave. He said he saw the suspect push Ms. [redacted] back and attempt to move past her.

Mr. [redacted] stated he grabbed the suspect from behind in a "bear hug" and then he heard a female yell, "he's got knives." He said he released the suspect and saw him holding two large knives.

Mr. [redacted] stated the suspect moved toward him holding the knives up and moving them in a sharpening motion, at the same time asking him, "Are feeling brave?" He said he moved backward and the suspect followed him. The suspect stopped approximately three feet from him and he thought the suspect was going to stab him. Mr. [redacted] stated the suspect became distracted and started yelling he loved his [redacted] even though she had him kicked out of two homes.

Mr. [redacted] stated he ran away from the suspect, jumping over McDonald's front counter into the Walmart store. Once inside Walmart, he turned around and saw the suspect had cuts on both of his arms. The suspect was pounding his hands on the McDonald's front counter, causing blood to splatter.

Mr. [redacted] stated the suspect was shouting that he loved his [redacted] and watching her being escorted out to the Walmart store. He said the suspect yelled to let his [redacted] go.

Mr. [redacted] stated deputies arrived and while he was exiting the store, he heard three gunshots. He said he did not see or hear anything further.

IAB Note: See Exhibit "A", pages 4-5, for a report authored by Deputy Dannan documenting Mr. [redacted] statement.

[redacted]

Mr. [redacted] was interviewed on August 11, 2011, by Sergeant James Jobling, #[redacted] at the scene. Sergeant Jobling videotaped his interview and the following is a summary of that interview:

Mr. [redacted] said he is the [redacted] at [redacted] He was standing at register #15, approximately 20-30 feet away from the front of McDonald's, when he saw the suspect standing at McDonald's front counter. He saw cuts on the suspect's arms; the suspect was holding two knives.

Mr. [redacted] said the suspect was yelling for his [redacted] and saying he was going to hurt himself. He heard the suspect yell, "Let her go or else it's not just going to be me." He said the suspect did not charge at anyone.

Mr. [redacted] said deputies arrived and ordered the suspect four to five times to drop the knives and to get on the floor. The suspect did not comply with the orders. He said one of the deputies had a beanbag gun.

Mr. [redacted] said he then heard four gunshots. He did not see if the gunshots hit the suspect. He did not see anything further because he was helping people exit the area.

IAB Note: See Exhibit "C" for a DVD containing a video recording of Mr. [redacted] statement to Sergeant Jobling.

[redacted]

Mr. [redacted] was interviewed on August 11, 2011, by Sergeant James Jobling, # [redacted] at the scene. Sergeant Jobling videotaped his interview and the following is a summary of that interview:

Mr. [redacted] said he is a [redacted] at [redacted] He received a call of a man with a knife at the registers. He responded to the registers and saw the suspect standing behind McDonald's front counter. The suspect was waving two knives around and yelling, "Why did she leave me."

Mr. [redacted] said he saw two females (Ms. [redacted] and Ms. [redacted] in the back kitchen, and he saw the suspect cut his left arm with a knife. The suspect yelled, "She left me and I want to be with her." The suspect was "flicking blood" at him and other customers as he told them to stay away.

Mr. [redacted] saw the suspect place the knives to his neck as he sat down in a booth. He saw deputies arrive. They told the suspect to drop the knives several times.

Mr. [redacted] said he was standing at register #10, 30-40 feet away from the front of McDonald's, and he could see the deputies' backs. He said he heard two to three gunshots and he started moving people out of the area. He saw the deputies move toward the suspect. He did not see anything further because he continued moving people out of the store.

IAB Note: See Exhibit "C" for a DVD containing a video recording of Mr. [redacted] statement to Sergeant Jobling.

[redacted]

Mr. [redacted] was interviewed on August 11, 2011, by Sergeant James Jobling, # [redacted] at the scene. Sergeant Jobling videotaped his interview and the following is a summary of that interview:

Mr. [redacted] said he is the [redacted] at [redacted] He responded to the front of the store because of a man with a knife. He said he was 40-60 feet away from the front of McDonald's, moving people out of the area when he saw the suspect. He saw the suspect holding two knives up to his neck, and the suspect was stating he wanted to kill himself.

Mr. [redacted] said he saw deputies arrive with their weapons drawn and he heard them twice order the suspect to drop the knives. He then heard four gunshots and he saw the suspect fall to the floor face down. He saw the deputies handcuff the suspect and he did not see anything further because he continued to move people out of the store.

IAB Note: See Exhibit "C" for a DVD containing a video recording of Mr. [redacted] statement to Sergeant Jobling.

[redacted]

Ms. [redacted] was interviewed on August 11, 2011, by Deputy John Rios, #[redacted] at the scene and the following is a summary of her statements:

Ms. [redacted] stated she was [redacted] inside Walmart in the toy department when she heard screaming and people running in panic. She saw the suspect standing in front of McDonald's, bleeding from his arms. She stated she saw the suspect waving his arms about, causing blood to drop on the front counter.

Ms. [redacted] stated the suspect was yelling at Ms. [redacted] to bring his [redacted] out, and the suspect placed the two knives to his neck. She stated she saw deputies arrive and heard them order the suspect to drop the knives. She then heard several gunshots. She stated she left the area and did not see anything further.

IAB Note: See Exhibit "A", pages 23C and 23D, for a report authored by Deputy Rios documenting Ms. [redacted] statement.

SUSPECT STATEMENTS

WILSON, Lucious

Suspect Wilson was not interviewed.